

Appl. No. 09/555,137

#6
1-23-04
B.J.H

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Takayuki Yoshigahara et al.
Appl. No.: 09/555,137
Conf. No.: 3847
Filed: July 12, 2000
Title: INFORMATION RECORDING DEVICE AND METHOD THEREOF,
MEASURING DEVICE AND METHOD THEREOF, INFORMATION
PROCESSING DEVICE AND METHOD THEREOF, INFORMATION
PROCESSING SYSTEM, AND INFORMATION PROVIDING MEDIUM
Art Unit: 2132
Examiner: Minh Dieu T. Nguyen
Docket No.: 113298-007

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

JAN 14 2004

RESPONSE TO RESTRICTION REQUIREMENT

Technology Center 2100

Sir:

In the Office Action dated December 9, 2003, the Examiner imposed a restriction requirement upon the Applicant pursuant to 35 U.S.C. §121. According to the Examiner, the pending claims relate to three distinct inventions. The Examiner therefore has required a restriction between three groups of claims. Group I includes claims 1-15 which are drawn to an information recording device for recording three-dimensional information, classified in class 345, subclass 419. Group II includes claims 16-26, 27-37 and 38-48, which are drawn to a measuring device with medium and measuring method of measuring three-dimensional information, classified in class 345, subclass 653. Group III includes claims 49-63, 64-78 and 79-93 drawn to an information processing device for reading out measured data from an information recording device, classified in class 713, subclass 161.

The Examiner has also indicated that claims 94, 95 and 96 link the inventions claimed in Groups I, II and III. The restriction requirement is subject to the non-allowance of the linking claims. Should the linking claims be allowed, the restriction requirement as to the linked inventions shall be withdrawn.

Accordingly Applicants hereby elect the claims of Group III, namely claims 49-63, 64-78 and 79-93. Applicants also wish to continue prosecuting the linking claims 94, 95, 96, in hopes

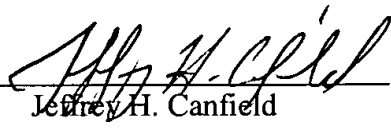
of reinstating the non-elected claims when the linking claims are allowed. Until that time the claims of Groups I and II are withdrawn.

If any additional fees are due in connection with this response, the office is authorized to deduct said fees from Deposit Account No. 02-1818. If such a withdrawal is made, please indicate the Attorney Docket No. 112857-309 on the account statement.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY



Jeffrey H. Canfield

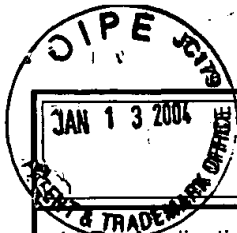
Reg. No. 38,404

P.O. Box 1135

Chicago, Illinois 60690-1135

Phone: (312) 807-4233

Dated: January 9, 2004



2132

JAN 13 2004

TRANSMITTAL LETTER
(General - Patent Pending)Docket No.
113298-007

In Re Application Of: Yoshigahara et al.

Serial No.
09/555,137Filing Date
07/12/2000Examiner
Minh Dieu T. NguyenGroup Art Unit
2132

Title: INFORMATION RECORDING DEVICE AND METHOD THEREOF, MEASURING DEVICE AND METHOD THEREOF, INFORMATION PROCESSING DEVICE AND METHOD THEREOF, INFORMATION PROCESSING SYSTEM, AND INFORMATION PROVIDING MEDIUM

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Response to Restriction Requirement (2 Pages); and Return Receipt Postcard.

RECEIVED

JAN 14 2004 -

Technology Center 2100

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

02-1818


Signature

Dated: January 9, 2004

Jeffrey H. Canfield (Req. No. 38,404)
Bell, Boyd & Lloyd LLC
P.O. Box 1135
Chicago, Illinois 60690-1135
Telephone: (312) 807-4233

I certify that this document and fee is being deposited on Jan. 9, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Signature of Person Mailing Correspondence

Renee Street

Typed or Printed Name of Person Mailing Correspondence

CC: